



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Edward A. Johnson

Serial No.: 09/762,077 Art Unit: Not yet known

Filed: 01/30/01 Examiner: Not yet known

Title: INFRARED RADIATION SOURCES, SENSORS AND  
SOURCE COMBINATIONS, AND METHODS OF  
MANUFACTURE

Docket: 56326-032 (IOPL-007)

CERTIFICATE OF MAILING

I certify that this document is being deposited on the date stated below, with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8(a) and is addressed to the Assistant Commissioner for Patents, Washington, D. C., 20231.

8-8-01

Date

  
Jeffrey J. Miller

Assistant Commissioner for Patents  
Washington, D.C. 20231

**PETITION UNDER 37 CFR § 1.47(a)**

Dear Sir:

In response to the NOTICE TO FILE MISSING PARTS OF APPLICATION dated March 8, 2001, having a response set to expire in one (1) month, on April 8, 2001, a petition for a four (4) month extension of time up to and including August 8, 2001, being filed concurrently herewith, Applicants hereby petition as follows:

A. All Available Joint Inventors

In accordance with MPEP § 409.03(a)(A), the declaration of the available joint inventors, Edward A. Johnson, John S. Wollam, and James T. Daly, made on their own behalf and on behalf of non-signing joint inventor W. Andrew Bodkin, as required by 37 C.F.R. § 1.64, is submitted herewith.

08/13/2001 HKAYPAGH 00000033 09762077

02 FC:122

130.00 0P

B. Proof of Unavailability

In accordance with MPEP § 409.03(d), Edward A. Johnson, one of the available joint inventors, submits a Declaration, attached, that fully describes the facts relied on to establish that a diligent effort was made to obtain the signed declaration of joint inventor W. Andrew Bodkin, and that W. Andrew Bodkin refused to sign the declaration.

C. Last Known Address

In accordance with MPEP § 409.03(e), the last known address of W. Andrew Bodkin is: 37 Forest Street, Needham, Massachusetts 02492

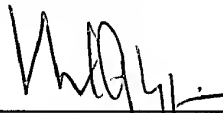
D. Conclusion

As the requirements under 37 C.F.R. § 1.47(a) have been met, Applicants request that this Petition be granted. Please charge the \$130.00 petition fee set forth in 37 CFR § 1.17(i) to Deposit Account 50-113. To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 50-113 and please credit any excess fees to such deposit account.

U.S.S.N. 09/762,077  
Page 2

Date: August 8, 2001

Respectfully submitted,



---

Mark G. Lappin, P.C.  
Registration Number 26,618

McDERMOTT, WILL & EMERY  
28 State Street  
Boston, Massachusetts 02109  
Tel. (617) 535-4000  
Fax: (617) 535-3800

Enclosed: Declaration of Edward A. Johnson